

WEDNESDAY, MARCH 30, 2016

FIFTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Dr. Randle O'Brian, President, Carson Newman University, Jefferson City, TN.

Representative Williams led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Spivey; business

PRESENT IN CHAMBER

Rep. Durham was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 759 Rep. Love as prime sponsor.

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House Bill No. 876 Rep. Dunn as prime sponsor.

House Bill No. 1369 Rep. Lundberg as prime sponsor.

House Bill No. 1413 Reps. Powell, Armstrong, Rogers and Parkinson as prime sponsors.

House Bill No. 1424 Rep. Weaver as prime sponsor.

House Bill No. 1429 Reps. Littleton, Dunlap, Powell, Rogers and Parkinson as prime sponsors.

House Bill No. 1657 Rep. Hardaway as prime sponsor.

House Bill No. 1780 Reps. Pody, Butt and Daniel as prime sponsors.

House Bill No. 1994 Rep. Cooper as prime sponsor.

House Bill No. 2068 Reps. Ragan, Carter, McCormick, Holsclaw, Zachary, Rogers, Durham, Lollar, C. Sexton and Williams as prime sponsors.

House Bill No. 2117 Rep. Hardaway as prime sponsor.

House Bill No. 2147 Reps. Hardaway, Dunlap, Lundberg, McManus and Holsclaw as prime sponsors.

House Bill No. 2212 Rep. Cooper as prime sponsor.

House Bill No. 2228 Rep. Towns as prime sponsor.

House Bill No. 2238 Rep. Sargent as First prime sponsor.

House Bill No. 2402 Reps. Ragan, Hardaway as prime sponsors.

House Bill No. 2429 Reps. Travis, Reedy, Rogers, Weaver, Littleton, Moody, Terry, Butt, Alexander, Lynn, Hicks, Gravitt, Hazlewood, Carter, M. White, Kane, Ragan, Dunlap, Eldridge, J. Sexton, Durham, Powers, H. Brooks, Daniel, Byrd, Zachary, Holt and K. Brooks as prime sponsors.

House Bill No. 2433 Reps. Travis, Reedy, Rogers, Weaver, Littleton, Moody, Terry, Byrd, Gravitt, Hazlewood and Ragan as prime sponsors.

House Bill No. 2445 Reps. Travis, Reedy, Byrd, Terry, Gravitt, Hazlewood, Carter, M. White, Eldridge and Hardaway as prime sponsors.

House Bill No. 2502 Reps. Gravitt, Hazlewood, Holsclaw, Hardaway and Smith as prime sponsors.

MESSAGE FROM THE SENATE
March 29, 2016

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 487, 561, 562, 565, 566, 567, 569, 570, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 673, 674 and 675; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 487** -- General Assembly, Confirmation of Appointment - David Anthony Pickler, academic standards recommendation committee. by *Kelsey, *Kyle.

***Senate Joint Resolution No. 561** -- General Assembly, Confirmation of Appointment - Susan Bunch, state textbook and instructional materials quality commission. by *Ramsey, *Gresham.

***Senate Joint Resolution No. 562** -- Memorials, Recognition - Commemorates Lao-American Three Headed Elephant Heritage and Freedom Flag in Tennessee. by *Tracy.

***Senate Joint Resolution No. 565** -- General Assembly, Confirmation of Appointment - Dr. Lyle Ailshie, standards recommendation committee for English language arts and mathematics. by *Ramsey.

***Senate Joint Resolution No. 566** -- General Assembly, Confirmation of Appointment - Marsha R. Rains, standards recommendation committee for social studies. by *Ramsey.

***Senate Joint Resolution No. 567** -- General Assembly, Confirmation of Appointment - Bill Carey, standards recommendation committee for social studies. by *Ramsey.

***Senate Joint Resolution No. 569** -- General Assembly, Confirmation of Appointment - Shirley Currey, standards recommendation committee for English language arts and mathematics. by *Ramsey.

***Senate Joint Resolution No. 570** -- General Assembly, Confirmation of Appointment - Darcie Finch, standards recommendation committee for English language arts and mathematics. by *Ramsey.

Senate Joint Resolution No. 585 -- Memorials, Sports - Crystal Dangerfield, 2016 Morgan Wootten Player of the Year. by *Ketron, *Tracy.

***Senate Joint Resolution No. 586** -- General Assembly, Confirmation of Appointment - Marsha Buck, Standards Recommendation Committee for Science. by *Ramsey, *Gresham.

***Senate Joint Resolution No. 587** -- General Assembly, Confirmation of Appointment - Mark Weeks, Standards Recommendation Committee for Science. by *Ramsey, *Gresham.

Senate Joint Resolution No. 588 -- Memorials, Academic Achievement - Josephine Marie Suss, Salutatorian, Montgomery Central High School. by *Green.

Senate Joint Resolution No. 589 -- Memorials, Academic Achievement - Cord R. Beck, Valedictorian, Montgomery Central High School. by *Green.

Senate Joint Resolution No. 590 -- Memorials, Academic Achievement - Savannah Michelle King, Salutatorian, Clarksville High School. by *Green.

Senate Joint Resolution No. 591 -- Memorials, Academic Achievement - Ainsley Elizabeth King, Valedictorian, Clarksville High School. by *Green.

Senate Joint Resolution No. 592 -- Memorials, Academic Achievement - Lillian Grace Pollard, Salutatorian, Clarksville Academy. by *Green.

Senate Joint Resolution No. 593 -- Memorials, Academic Achievement - Evelyn Faye Turner, Valedictorian, Clarksville Academy. by *Green.

Senate Joint Resolution No. 594 -- Memorials, Academic Achievement - Christopher Payton Bland, Salutatorian, West Creek High School. by *Green.

Senate Joint Resolution No. 595 -- Memorials, Academic Achievement - Brandon Alexander Crite, Valedictorian, West Creek High School. by *Green.

Senate Joint Resolution No. 596 -- Memorials, Academic Achievement - Jordan Justice, Salutatorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 597 -- Memorials, Academic Achievement - Isabella Barnett, Valedictorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 628 -- Memorials, Sports - Karim Shereef, 2016 TSSAA wrestling Division I A-AA 170-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 629 -- Memorials, Sports - Austyn Renshaw, 2016 TSSAA wrestling Division I A-AA 160-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 630 -- Memorials, Sports - Juan Hernandez, 2016 TSSAA wrestling Division I AAA 126-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 631 -- Memorials, Academic Achievement - Madison Medrano, Valedictorian, Red Boiling Springs High School. by *Beavers.

Senate Joint Resolution No. 632 -- Memorials, Academic Achievement - Jessica Jones, Valedictorian, Red Boiling Springs High School. by *Beavers.

Senate Joint Resolution No. 633 -- Memorials, Academic Achievement - Mason Hewitt, Salutatorian, Red Boiling Springs High School. by *Beavers.

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Senate Joint Resolution No. 634 -- Memorials, Academic Achievement - Hulen "Clay" Copass, Salutatorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 635 -- Memorials, Academic Achievement - William A. Chaney, Salutatorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 636 -- Memorials, Academic Achievement - Matthew Maxfield, Valedictorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 637 -- Memorials, Academic Achievement - Peyton Smith, Salutatorian, Friendship Christian School. by *Beavers.

Senate Joint Resolution No. 638 -- Memorials, Academic Achievement - Christina Barnett, Valedictorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 639 -- Memorials, Public Service - Help to the Smokies Volunteer Team. by *McNally.

Senate Joint Resolution No. 640 -- Memorials, Recognition - Tennessee Valley Authority, 80th anniversary of unified development of Tennessee River System. by *McNally, *Massey, *Yager.

Senate Joint Resolution No. 641 -- Memorials, Retirement - Trooper Paul F. Mathes. by *Dickerson, *Bailey, *Beavers, *Bell, *Bowling, *Briggs, *Crowe, *Gardenhire, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Massey, *McNally, *Niceley, *Norris, *Overbey, *Roberts, *Southerland, *Stevens, *Tate, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey.

***Senate Joint Resolution No. 673** -- General Assembly, Confirmation of Appointment - Lorrie Graves, Standards Recommendation Committee for Science. by *Johnson.

***Senate Joint Resolution No. 674** -- General Assembly, Confirmation of Appointment - Doris Annette Hurd, standards recommendation committee for science. by *Gresham.

***Senate Joint Resolution No. 675** -- General Assembly, Confirmation of Appointment - Dr. Kent Gallaher, standards recommendation committee for science. by *Dickerson.

**MESSAGE FROM THE SENATE
March 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 320, 514, 760, 1144, 1458, 1574, 1636, 1695, 1698, 1824, 1831, 1891, 2098, 2109, 2534 and 2544; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 320** -- Autopsies - As introduced, rewrites Post-Mortem Examinations Act effective January 1, 2017; requires counties to appoint a medicolegal death investigator; terminates Tennessee medical examiner advisory council. - Amends TCA Title 4, Chapter 29,

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Part 2; Title 38, Chapter 7 and Title 68, Chapter 1, Part 11. by *Norris. (HB289 by *McCormick, *Brooks K)

***Senate Bill No. 514** -- Education, Higher - As introduced, requires THEC to include the number of out-of-state students attending state institutions of higher education by institution and by state or foreign country and the amount of out-of-state tuition collected by each institution in its annual Higher Education Fact Book. - Amends TCA Title 4, Chapter 58; Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *Gardenhire. (HB710 by *White M)

Senate Bill No. 760 -- Consumer Protection - As introduced, requires an application for approval of a transfer of structured settlement payment rights to be made by the transferee and permits the application to be brought in the county where the payee resides, where the obligor or annuity insurer maintains a principal place of business, or in the court or before the authority that approved the structured settlement agreement. - Amends TCA Title 47, Chapter 18, Part 26. by *Tate. (*HB586 by *Coley, *Carter)

Senate Bill No. 1144 -- Education - As introduced, requires the department of education to list schools on the priority list by county and rank them from highest to lowest in the county; prohibits placing a priority school in the achievement school district until all priority schools in the county ranked lower than the school have been placed in the achievement school district. - Amends TCA Title 49, Chapter 1, Part 6. by *Tate, *Gardenhire. (*HB1121 by *Akbari, *Cooper, *Camper)

***Senate Bill No. 1458** -- Governor - As introduced, requires the governor to develop a program to award honorary certificates to persons for their outstanding community service based on nominations from members of the general assembly; designates recipients as "Tri-Star Generals." - Amends TCA Title 4; Title 8 and Title 58. by *Bailey. (HB1457 by *Keisling)

***Senate Bill No. 1574** -- Medical Occupations - As introduced, permits licensees whose licenses from a health-related board have expired to obtain reinstatement on the basis of a plan developed by the department of health for periodic payment of past due renewal fees and unattained continuing education instead of the current requirement of payment of all past due fees before reinstatement. - Amends TCA Title 63. by *McNally. (HB2153 by *Ragan)

Senate Bill No. 1636 -- Real Property - As introduced, prohibits a local governmental unit from enacting zoning regulations that require the allocation of a percentage of existing or newly constructed private residential or commercial rental units for long-term retention as affordable or workforce housing. - Amends TCA Title 66, Chapter 35. by *Haile. (*HB1632 by *Casada, *Lamberth, *Sexton C, *Daniel)

Senate Bill No. 1695 -- Lottery, Scholarships and Programs - As introduced, revises eligibility requirements for home school students and students who graduate from an ineligible high school to receive the general assembly merit scholarship. - Amends TCA Section 49-4-916. by *Bell, *Gardenhire. (*HB1665 by *Lamberth, *DeBerry, *Brooks K)

***Senate Bill No. 1698** -- Taxes, Litigation - As introduced, allows a county, upon the adoption of a resolution by a 2/3 majority vote of the county legislative body, to assess a privilege tax on litigation in civil cases in an amount not to exceed \$25.00 per case to be used exclusively for personnel and operating costs of the circuit court located in that county; excludes

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original proceedings brought in juvenile court. - Amends TCA Title 67, Chapter 4, Part 6. by *Johnson. (HB2557 by *Casada)

***Senate Bill No. 1824** -- Local Government, General - As introduced, authorizes volunteer firefighters who have successfully completed the Tennessee commission on firefighting personnel and standard education certification exam for Firefighter I and have practiced as a volunteer firefighter for at least one year from the completion of such exam to receive group insurance benefits, subject to the approval of county governing bodies. - Amends TCA Title 8, Chapter 27 and Title 50, Chapter 6. by *Bailey, *Roberts. (HB2427 by *Goins, *Sexton J, *Sparks, *Byrd, *Howell, *Brooks K)

***Senate Bill No. 1831** -- Local Education Agencies - As introduced, requires all LEAs using the uniform grading system for lottery scholarship purposes, and another grading system based on quality points for other purposes, to award additional quality points for honors and other advanced courses uniformly. - Amends TCA Title 49. by *Southerland. (HB2426 by *Goins)

Senate Bill No. 1891 -- Criminal Procedure - As introduced, releases a surety on a defendant's forfeited bond when the defendant is arrested on a capias and the bond was forfeited after the defendant did not comply with conditions of the bond. - Amends TCA Section 40-11-139. by *Niceley. (*HB1953 by *Hazlewood)

Senate Bill No. 2098 -- Education - As introduced, requires the principal of a school to allow a patriotic society time to recruit students to the society during school hours. - Amends TCA Title 49, Chapter 6, Part 3. by *Ketron, *Crowe, *Tate, *Hensley, *Haile, *Tracy, *Ramsey, *Gresham, *Roberts, *Briggs. (*HB2147 by *Womick, *Dunn, *Keisling)

Senate Bill No. 2109 -- Consumer Protection - As introduced, creates an advisory task force to review online simulated competitions, including, but not limited to, online fantasy football, and recommend any necessary statutory revisions to the consumer protection laws that should be made to protect consumers when paying to participate in an online simulated competition. - Amends TCA Title 3; Title 4; Title 8; Title 39; Title 47; Title 56 and Title 67. by *Johnson. (*HB2105 by *Marsh, *Jernigan, *Calfee, *Swann)

Senate Bill No. 2534 -- Professions and Occupations - As introduced, revises various provisions regarding cemetery owners and companies, architects, insurers, shops licensed by the board of cosmetology and barber examiners, funeral directors, real estate firms, real estate brokers, affiliate brokers, time-share salespersons, and acquisition agents. - Amends TCA Section 46-2-101; Section 56-1-213 and Title 62. by *Norris, *Watson. (*HB2569 by *McCormick, *Brooks K, *Forgety)

Senate Bill No. 2544 -- Environment and Conservation, Department of - As introduced, broadens the scope of the Used Oil Collection Act of 1993 to address the proper disposal of used antifreeze, transmission fluid, and power steering fluid. - Amends TCA Section 55-4-133 and Title 68, Chapter 211, Part 10. by *Norris, *Green. (*HB1541 by *McCormick, *Brooks K, *Lollar)

**REPORT OF CHIEF ENGROSSING CLERK
March 29, 2016**

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MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1426, 1447, 1509, 1529, 1539, 1540, 1542, 1545, 1546, 1555, 1557, 1716, 1918, 1932, 1941, 1964, 1992, 2159, 2190, 2261, 2443, 2568, 2575, 2593, 2632 and 2637; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 679, 681, 682, 683, 684, 685, 687, 689, 690, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706 and 707; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1495, 1438, 1506, 1722, 1642, 1734 and 1552; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
March 29, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1094, 1496, 1696 and 1747; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
March 29, 2016**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 70, 674, 676, 677 and 678; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**ENGROSSED BILLS
March 29, 2016**

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MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 207, 1427, 1511, 1872, 1888, 1897, 2389, 2411, 2594, 2636, 2642 and 2647; also House Joint Resolutions Nos. 556, 585, 717, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747 and 748.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 29, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232 and 233; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 29, 2016**

The Speaker announced that she had signed the following: House Resolutions Nos. 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232 and 233.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 29, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1438, 1495, 1506, 1552, 1642, 1722 and 1734; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 29, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 679, 681, 682, 683, 684, 685, 687, 689, 690,

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693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706 and 707; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 29, 2016**

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 679, 681, 682, 683, 684, 685, 687, 689, 690, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706 and 707.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 2, 391, 449, 571, 572, 573, 574, 576, 577, 579, 580, 581, 583 and 584; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
March 29, 2016**

The Speaker announced that she had signed the following: Senate Joint Resolutions Nos. 2, 391, 449, 571, 572, 573, 574, 576, 577, 579, 580, 581, 583 and 584.

JOE MCCORD, Chief Clerk

**MESSAGE FROM THE GOVERNOR
March 29, 2016**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 1443, 1475, 1492, 1513, 1648, 1677, 1683, 1768, 1836, 1867, 1903, 1905, 1944, 2155, 2170, 2305, 2572, 2619, 2624 and 2627; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**MESSAGE FROM THE SENATE
March 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 679, 681, 682, 683, 684, 685, 687, 689, 690, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706 and 707; signed by the Speaker.

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RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2254; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 642, 643, 644, 645, 646, 647, 648, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671 and 698; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 642 -- Memorials, Academic Achievement - Emily Nell Griffin, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 643 -- Memorials, Academic Achievement - Samuel David Taylor, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 644 -- Memorials, Sports - Samson Evans, 2016 TSSAA Division I A-AA 285-pound Wrestling Champion. by *Overbey.

Senate Joint Resolution No. 645 -- Memorials, Sports - Ryan Verhulst, 2016 TSSAA Division I A-AA 132-pound Wrestling Champion. by *Overbey.

Senate Joint Resolution No. 646 -- Memorials, Personal Achievement - Taylor Drake, Youth Community Award. by *Overbey.

Senate Joint Resolution No. 647 -- Memorials, Sports - South Greene High School Lady Rebels, TSSAA Class A state champions. by *Southerland.

Senate Joint Resolution No. 648 -- Memorials, Sports - Riverdale High School girls' basketball team, Class AAA State Champions. by *Tracy, *Ketron.

Senate Joint Resolution No. 650 -- Memorials, Death - Thomas R. Bell, Sr. by *Briggs, *Massey, *McNally.

Senate Joint Resolution No. 651 -- Memorials, Academic Achievement - Allison Bohanon, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 652 -- Memorials, Academic Achievement - Kinsley Kivette, Valedictorian, Pleasant View Christian School. by *Roberts.

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Senate Joint Resolution No. 653 -- Memorials, Academic Achievement - Brenna Graves, Valedictorian, East Hickman High School. by *Roberts.

Senate Joint Resolution No. 654 -- Memorials, Academic Achievement - Faith Martin, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 655 -- Memorials, Academic Achievement - Kayla Sager, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 656 -- Memorials, Academic Achievement - Rebekah Duke, Valedictorian, Dickson County High School. by *Roberts.

Senate Joint Resolution No. 657 -- Memorials, Academic Achievement - Sarai Patino, Salutatorian, South Haven Christian School. by *Roberts.

Senate Joint Resolution No. 658 -- Memorials, Academic Achievement - Morgan Craig, Salutatorian, Dickson County High School. by *Roberts.

Senate Joint Resolution No. 659 -- Memorials, Academic Achievement - Kaitlyn Nordquist, Salutatorian, Pleasant View Christian School. by *Roberts.

Senate Joint Resolution No. 660 -- Memorials, Academic Achievement - Sarah Galbreath, Salutatorian, East Hickman High School. by *Roberts.

Senate Joint Resolution No. 661 -- Memorials, Professional Achievement - Dometic, Inc., Robertson County Chamber of Commerce Industry of the Year Award. by *Roberts.

Senate Joint Resolution No. 662 -- Memorials, Academic Achievement - Joshua Moore, Valedictorian, South Haven Christian School. by *Roberts.

Senate Joint Resolution No. 663 -- Memorials, Academic Achievement - Mackinzie Hutchison, Valedictorian, Creek Wood High School. by *Roberts.

Senate Joint Resolution No. 664 -- Memorials, Academic Achievement - Mason Taylor, Salutatorian, Creek Wood High School. by *Roberts.

Senate Joint Resolution No. 665 -- Memorials, Recognition - Billy Povlin, Humphreys County Good Scout Award. by *Roberts.

Senate Joint Resolution No. 666 -- Memorials, Academic Achievement - Jacob Parrish, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 667 -- Memorials, Interns - William Turner Hitchcock. by *Roberts.

Senate Joint Resolution No. 668 -- Memorials, Academic Achievement - Justin Earle Godwin, Salutatorian, Kenwood High School. by *Green.

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Senate Joint Resolution No. 669 -- Memorials, Academic Achievement - Jordan Nathaniel Kilts, Valedictorian, Kenwood High School. by *Green.

Senate Joint Resolution No. 670 -- Memorials, Death - Scot Copeland. by *Yarbro.

Senate Joint Resolution No. 671 -- Memorials, Death - Betty Modrall. by *Hensley.

Senate Joint Resolution No. 698 -- Memorials, Professional Achievement - The Fairfield Four. by *Harper.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Johnson was recognized in the Well to honor Masami Kinefuchi, Consul-General of Japan.

RESOLUTION READ

The Clerk read House Joint Resolution No. 686, adopted March 21, 2016.

House Joint Resolution No. 686 -- Memorials, Recognition - Masami Kinefuchi, Consul-General of Japan. by *Harwell, *Johnson, *McDaniel, *McCormick, *Fitzhugh, *Gilmore.

RECOGNITION IN THE WELL

Representative Hicks, joined by all members within the first Congressional District, was recognized in the Well to honor Dr. Bill Snodgrass.

RESOLUTION READ

The Clerk read House Joint Resolution No. 616, adopted March 3, 2016.

House Joint Resolution No. 616 -- Memorials, Retirement - Dr. Bill Snodgrass. by *Hicks.

RECOGNITION IN THE WELL

Representative Keisling was recognized in the Well joined by Rep. Windle, to honor Gary Peters.

RESOLUTION READ

The Clerk read House Joint Resolution No. 676, adopted March 17, 2016.

House Joint Resolution No. 676 -- Memorials, Retirement - Gary Peters. by *Keisling.

INTRODUCTION OF RESOLUTIONS

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

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On motion, pursuant to **Rule No. 17**, the following resolution listed was introduced and referred to the appropriate Committee:

***House Joint Resolution No. 758** -- General Assembly, Confirmation of Appointment - Confirms appointment of Dr. Kenneth C. Hill to serve a six-year term on the Tennessee Regulatory Authority, such term to expire June 30, 2020. by *Van Huss.

House Business and Utilities Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 31, 2016:

House Resolution No. 235 -- Memorials, Interns - Stephen Ellison Duke. by *Terry, *Alexander, *Gravitt.

House Resolution No. 236 -- Memorials, Personal Occasion - David Lee Potts, 80th birthday. by *Lamberth.

House Resolution No. 237 -- Memorials, Interns - Eric Micheal Roberts. by *McManus, *Lundberg, *Hazlewood.

House Resolution No. 238 -- Memorials, Recognition - Green Hills Civitan Club, 60th anniversary. by *Harwell.

House Resolution No. 239 -- Memorials, Interns - Kelsey Rianne Beal. by *Lundberg.

House Joint Resolution No. 755 -- Memorials, Retirement - Fred Congdon. by *Holsclaw.

House Joint Resolution No. 756 -- Memorials, Personal Achievement - John Jeremiah Barnes, Eagle Scout. by *Carr, *Farmer.

House Joint Resolution No. 757 -- Memorials, Recognition - TCAT-Morristown, 50th anniversary. by *Goins.

House Joint Resolution No. 760 -- Memorials, Sports - Lawrence County All-Stars, Babe Ruth World Series Runner Up. by *Doss.

House Joint Resolution No. 761 -- Memorials, Academic Achievement - Ambraysha Jackson, Salutatorian, Raleigh-Egypt High School. by *Parkinson.

House Joint Resolution No. 762 -- Memorials, Academic Achievement - Brandi Thomas, Valedictorian, Raleigh-Egypt High School. by *Parkinson.

House Joint Resolution No. 763 -- Memorials, Academic Achievement - Sovanbopata Yos, Historian, Raleigh-Egypt High School. by *Parkinson.

House Joint Resolution No. 765 -- Memorials, Academic Achievement - Austyn Walls, Valedictorian, Watertown High School. by *Pody.

House Joint Resolution No. 766 -- Memorials, Academic Achievement - Deanna Upchurch, Salutatorian, Watertown High School. by *Pody.

House Joint Resolution No. 767 -- Memorials, Retirement - Keith Taylor. by *Pody.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for March 31, 2016:

Senate Joint Resolution No. 642 -- Memorials, Academic Achievement - Emily Nell Griffin, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 643 -- Memorials, Academic Achievement - Samuel David Taylor, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 644 -- Memorials, Sports - Samson Evans, 2016 TSSAA Division I A-AA 285-pound Wrestling Champion. by *Overbey.

Senate Joint Resolution No. 645 -- Memorials, Sports - Ryan Verhulst, 2016 TSSAA Division I A-AA 132-pound Wrestling Champion. by *Overbey.

Senate Joint Resolution No. 646 -- Memorials, Personal Achievement - Taylor Drake, Youth Community Award. by *Overbey.

Senate Joint Resolution No. 647 -- Memorials, Sports - South Greene High School Lady Rebels, TSSAA Class A state champions. by *Southerland.

Senate Joint Resolution No. 648 -- Memorials, Sports - Riverdale High School girls' basketball team, Class AAA State Champions. by *Tracy, *Ketron.

Senate Joint Resolution No. 650 -- Memorials, Death - Thomas R. Bell, Sr. by *Briggs, *Massey, *McNally.

Senate Joint Resolution No. 651 -- Memorials, Academic Achievement - Allison Bohanon, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 652 -- Memorials, Academic Achievement - Kinsley Kivette, Valedictorian, Pleasant View Christian School. by *Roberts.

Senate Joint Resolution No. 653 -- Memorials, Academic Achievement - Brenna Graves, Valedictorian, East Hickman High School. by *Roberts.

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Senate Joint Resolution No. 654 -- Memorials, Academic Achievement - Faith Martin, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 655 -- Memorials, Academic Achievement - Kayla Sager, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 656 -- Memorials, Academic Achievement - Rebekah Duke, Valedictorian, Dickson County High School. by *Roberts.

Senate Joint Resolution No. 657 -- Memorials, Academic Achievement - Sarai Patino, Salutatorian, South Haven Christian School. by *Roberts.

Senate Joint Resolution No. 658 -- Memorials, Academic Achievement - Morgan Craig, Salutatorian, Dickson County High School. by *Roberts.

Senate Joint Resolution No. 659 -- Memorials, Academic Achievement - Kaitlyn Nordquist, Salutatorian, Pleasant View Christian School. by *Roberts.

Senate Joint Resolution No. 660 -- Memorials, Academic Achievement - Sarah Galbreath, Salutatorian, East Hickman High School. by *Roberts.

Senate Joint Resolution No. 661 -- Memorials, Professional Achievement - Dometic, Inc., Robertson County Chamber of Commerce Industry of the Year Award. by *Roberts.

Senate Joint Resolution No. 662 -- Memorials, Academic Achievement - Joshua Moore, Valedictorian, South Haven Christian School. by *Roberts.

Senate Joint Resolution No. 663 -- Memorials, Academic Achievement - Mackinzie Hutchison, Valedictorian, Creek Wood High School. by *Roberts.

Senate Joint Resolution No. 664 -- Memorials, Academic Achievement - Mason Taylor, Salutatorian, Creek Wood High School. by *Roberts.

Senate Joint Resolution No. 665 -- Memorials, Recognition - Billy Povlin, Humphreys County Good Scout Award. by *Roberts.

Senate Joint Resolution No. 666 -- Memorials, Academic Achievement - Jacob Parrish, Valedictorian, McEwen High School. by *Roberts.

Senate Joint Resolution No. 667 -- Memorials, Interns - William Turner Hitchcock. by *Roberts.

Senate Joint Resolution No. 668 -- Memorials, Academic Achievement - Justin Earle Godwin, Salutatorian, Kenwood High School. by *Green.

Senate Joint Resolution No. 669 -- Memorials, Academic Achievement - Jordan Nathaniel Kilts, Valedictorian, Kenwood High School. by *Green.

Senate Joint Resolution No. 670 -- Memorials, Death - Scot Copeland. by *Yarbro.

Senate Joint Resolution No. 671 -- Memorials, Death - Betty Modrall. by *Hensley.

Senate Joint Resolution No. 698 -- Memorials, Professional Achievement - The Fairfield Four. by *Harper.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 320** -- Autopsies - As introduced, rewrites Post-Mortem Examinations Act effective January 1, 2017; requires counties to appoint a medicolegal death investigator; terminates Tennessee medical examiner advisory council. - Amends TCA Title 4, Chapter 29, Part 2; Title 38, Chapter 7 and Title 68, Chapter 1, Part 11. by *Norris. (HB289 by *McCormick, *Brooks K)

***Senate Bill No. 514** -- Education, Higher - As introduced, requires THEC to include the number of out-of-state students attending state institutions of higher education by institution and by state or foreign country and the amount of out-of-state tuition collected by each institution in its annual Higher Education Fact Book. - Amends TCA Title 4, Chapter 58; Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *Gardenhire. (HB710 by *White M)

Senate Bill No. 760 -- Consumer Protection - As introduced, requires an application for approval of a transfer of structured settlement payment rights to be made by the transferee and permits the application to be brought in the county where the payee resides, where the obligor or annuity insurer maintains a principal place of business, or in the court or before the authority that approved the structured settlement agreement. - Amends TCA Title 47, Chapter 18, Part 26. by *Tate. (*HB586 by *Coley, *Carter)

Senate Bill No. 1144 -- Education - As introduced, requires the department of education to list schools on the priority list by county and rank them from highest to lowest in the county; prohibits placing a priority school in the achievement school district until all priority schools in the county ranked lower than the school have been placed in the achievement school district. - Amends TCA Title 49, Chapter 1, Part 6. by *Tate, *Gardenhire. (*HB1121 by *Akbari, *Cooper, *Camper)

***Senate Bill No. 1458** -- Governor - As introduced, requires the governor to develop a program to award honorary certificates to persons for their outstanding community service based on nominations from members of the general assembly; designates recipients as "Tri-Star Generals." - Amends TCA Title 4; Title 8 and Title 58. by *Bailey. (HB1457 by *Keisling)

***Senate Bill No. 1574** -- Medical Occupations - As introduced, permits licensees whose licenses from a health-related board have expired to obtain reinstatement on the basis of a plan

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developed by the department of health for periodic payment of past due renewal fees and unattained continuing education instead of the current requirement of payment of all past due fees before reinstatement. - Amends TCA Title 63. by *McNally. (HB2153 by *Ragan)

Senate Bill No. 1636 -- Real Property - As introduced, prohibits a local governmental unit from enacting zoning regulations that require the allocation of a percentage of existing or newly constructed private residential or commercial rental units for long-term retention as affordable or workforce housing. - Amends TCA Title 66, Chapter 35. by *Haile. (*HB1632 by *Casada, *Lamberth, *Sexton C, *Daniel)

Senate Bill No. 1695 -- Lottery, Scholarships and Programs - As introduced, revises eligibility requirements for home school students and students who graduate from an ineligible high school to receive the general assembly merit scholarship. - Amends TCA Section 49-4-916. by *Bell, *Gardenhire. (*HB1665 by *Lamberth, *DeBerry, *Brooks K)

***Senate Bill No. 1698** -- Taxes, Litigation - As introduced, allows a county, upon the adoption of a resolution by a 2/3 majority vote of the county legislative body, to assess a privilege tax on litigation in civil cases in an amount not to exceed \$25.00 per case to be used exclusively for personnel and operating costs of the circuit court located in that county; excludes original proceedings brought in juvenile court. - Amends TCA Title 67, Chapter 4, Part 6. by *Johnson. (HB2557 by *Casada)

***Senate Bill No. 1824** -- Local Government, General - As introduced, authorizes volunteer firefighters who have successfully completed the Tennessee commission on firefighting personnel and standard education certification exam for Firefighter I and have practiced as a volunteer firefighter for at least one year from the completion of such exam to receive group insurance benefits, subject to the approval of county governing bodies. - Amends TCA Title 8, Chapter 27 and Title 50, Chapter 6. by *Bailey, *Roberts. (HB2427 by *Goins, *Sexton J, *Sparks, *Byrd, *Howell, *Brooks K)

***Senate Bill No. 1831** -- Local Education Agencies - As introduced, requires all LEAs using the uniform grading system for lottery scholarship purposes, and another grading system based on quality points for other purposes, to award additional quality points for honors and other advanced courses uniformly. - Amends TCA Title 49. by *Southerland. (HB2426 by *Goins)

Senate Bill No. 1891 -- Criminal Procedure - As introduced, releases a surety on a defendant's forfeited bond when the defendant is arrested on a capias and the bond was forfeited after the defendant did not comply with conditions of the bond. - Amends TCA Section 40-11-139. by *Niceley. (*HB1953 by *Hazlewood)

Senate Bill No. 2098 -- Education - As introduced, requires the principal of a school to allow a patriotic society time to recruit students to the society during school hours. - Amends TCA Title 49, Chapter 6, Part 3. by *Ketron, *Crowe, *Tate, *Hensley, *Haile, *Tracy, *Ramsey, *Gresham, *Roberts, *Briggs. (*HB2147 by *Womick, *Dunn, *Keisling)

Senate Bill No. 2109 -- Consumer Protection - As introduced, creates an advisory task force to review online simulated competitions, including, but not limited to, online fantasy football, and recommend any necessary statutory revisions to the consumer protection laws that

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should be made to protect consumers when paying to participate in an online simulated competition. - Amends TCA Title 3; Title 4; Title 8; Title 39; Title 47; Title 56 and Title 67. by *Johnson. (*HB2105 by *Marsh, *Jernigan, *Calfee, *Swann)

Senate Bill No. 2534 -- Professions and Occupations - As introduced, revises various provisions regarding cemetery owners and companies, architects, insurers, shops licensed by the board of cosmetology and barber examiners, funeral directors, real estate firms, real estate brokers, affiliate brokers, time-share salespersons, and acquisition agents. - Amends TCA Section 46-2-101; Section 56-1-213 and Title 62. by *Norris, *Watson. (*HB2569 by *McCormick, *Brooks K, *Forgety)

Senate Bill No. 2544 -- Environment and Conservation, Department of - As introduced, broadens the scope of the Used Oil Collection Act of 1993 to address the proper disposal of used antifreeze, transmission fluid, and power steering fluid. - Amends TCA Section 55-4-133 and Title 68, Chapter 211, Part 10. by *Norris, *Green. (*HB1541 by *McCormick, *Brooks K, *Lollar)

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 29, 2016**, reported the following:

BUSINESS AND UTILITIES COMMITTEE

The Business and Utilities Committee recommended for passage: House Bills Nos. 2473, 2256, 2373, 2212 and 2119 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 809 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 2423.

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bills Nos. 1775, 2030, 526, 2391 and 1651 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1369, 2033, 2248, 1749, 1424 and 563 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Education Administration & Planning Committee: House Bills Nos. 1751 and 1736 with amendments.

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The Committee further reports that House Bill No. 2558 was considered, but failed to pass.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways & Means Committee recommended for passage: House Bills Nos. 1997, 2032, 2569, 2576, 1541, 1830, 1972, 1981, 1720, 1939, 1667, 1915, 2427, 1801, 2621, 1799, 1448 and 2125, also House Bills Nos. 2088, 1776, 1194 and 1164 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bills Nos. 929, 2490 and 1619. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2407, 1882, 1564, 1879, 2489, 2616, 2163, 2105 and 1742. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the State Government Committee: House Bill No. 2192 with amendments.

INSURANCE AND BANKING COMMITTEE

The Insurance and Banking Committee recommended for passage: House Bill No. 2323. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: Senate Joint Resolution No. 88, also House Bill No. 1922 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bills Nos. 2650, 2652, 2653, 2646, 2644, 2651, 1892, 2649 and 2643, also House Bills Nos. 2645 and 2633 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2087, 2343 and 2557 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Insurance and Banking Committee: House Bill No. 2410 with amendments.

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The Committee also transmitted the following to the State Government Committee: House Bill No. 726 with amendments.

The Committee further reports that House Bill No. 2313 was considered, but failed to pass.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bills Nos. 1365, 261, House Joint Resolution No. 536 and Senate Joint Resolutions Nos. 463 and 394, also House Bills Nos. 2269 and 2171 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2158, also House Bill No. 1797, House Joint Resolution No. 515 and Senate Joint Resolution No. 467 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Business and Utilities Committee: House Bill No. 1726, also House Bill No. 2201 with amendments.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 2047, 1457 and 2029 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 30, 2016**, reported the following:

CRIMINAL JUSTICE COMMITTEE

The Criminal Justice Committee recommended for passage: House Bills Nos. 1953 and 2450, also House Bills Nos. 2193, 2310 and 2377 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2421 and 1936, also House Bills Nos. 2026 and 2370 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 1960 with amendments.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bills Nos. 1998, 1654, House Joint Resolutions Nos. 520, 688 and Senate Joint Resolutions Nos. 102 and 393, also House Bills Nos. 1823, 1906, 2332 and 1909 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1802, also House Bills Nos. 2107, 1977, and 2447 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Civil Justice Committee: House Bill No. 2468 with amendments.

The Committee also transmitted the following to the Criminal Justice Committee: House Bills Nos. 2571 and 2412 with amendments.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 289, 1729, 2122 and 2577 with amendments.

The Committee also transmitted the following to the Insurance and Banking Committee: House Bill No. 2177.

The Committee also transmitted the following to the Local Government Committee: House Bill No. 2040 with amendments.

**DELAYED BILLS REFERRED
March 29, 2016**

Pursuant to **Rule No. 77**, Senate Joint Resolution No. 562 was referred to the Delayed Bills Committee.

***Senate Joint Resolution No. 562** -- Memorials, Recognition - Commemorates Lao-American Three Headed Elephant Heritage and Freedom Flag in Tennessee. by *Tracy.

CONSENT CALENDAR

House Resolution No. 234 -- Memorials, Death - Dale Gean. by *Byrd.

House Joint Resolution No. 749 -- Memorials, Death - Kent R. Davis. by *Durham, *Casada, *Sargent.

House Joint Resolution No. 750 -- Memorials, Recognition - David Gillette, Good Neighbor of the Year. by *Armstrong.

House Joint Resolution No. 751 -- Memorials, Retirement - Thomas Strickland, Jr. by *Armstrong.

House Joint Resolution No. 752 -- Memorials, Recognition - City of Milan, 150th anniversary. by *Halford.

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House Joint Resolution No. 753 -- Memorials, Personal Occasion - Ad Hilliard, 90th birthday. by *Halford.

House Joint Resolution No. 754 -- Memorials, Personal Occasion - Al Hilliard, 90th birthday. by *Halford.

Senate Joint Resolution No. 585 -- Memorials, Sports - Crystal Dangerfield, 2016 Morgan Wootten Player of the Year. by *Ketron, *Tracy.

Senate Joint Resolution No. 588 -- Memorials, Academic Achievement - Josephine Marie Suss, Salutatorian, Montgomery Central High School. by *Green.

Senate Joint Resolution No. 589 -- Memorials, Academic Achievement - Cord R. Beck, Valedictorian, Montgomery Central High School. by *Green.

Senate Joint Resolution No. 590 -- Memorials, Academic Achievement - Savannah Michelle King, Salutatorian, Clarksville High School. by *Green.

Senate Joint Resolution No. 591 -- Memorials, Academic Achievement - Ainsley Elizabeth King, Valedictorian, Clarksville High School. by *Green.

Senate Joint Resolution No. 592 -- Memorials, Academic Achievement - Lillian Grace Pollard, Salutatorian, Clarksville Academy. by *Green.

Senate Joint Resolution No. 593 -- Memorials, Academic Achievement - Evelyn Faye Turner, Valedictorian, Clarksville Academy. by *Green.

Senate Joint Resolution No. 594 -- Memorials, Academic Achievement - Christopher Payton Bland, Salutatorian, West Creek High School. by *Green.

Senate Joint Resolution No. 595 -- Memorials, Academic Achievement - Brandon Alexander Crite, Valedictorian, West Creek High School. by *Green.

Senate Joint Resolution No. 596 -- Memorials, Academic Achievement - Jordan Justice, Salutatorian, Rossville High School. by *Green.

Senate Joint Resolution No. 597 -- Memorials, Academic Achievement - Isabella Barnett, Valedictorian, Rossville High School. by *Green.

Senate Joint Resolution No. 598 -- Memorials, Professional Achievement - Whitney Haley, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 599 -- Memorials, Professional Achievement - Sarah Gaffney, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 600 -- Memorials, Professional Achievement - Mariah Cole, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

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Senate Joint Resolution No. 601 -- Memorials, Professional Achievement - Megan Dacus, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 602 -- Memorials, Professional Achievement - Ryan Camarata, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 603 -- Memorials, Professional Achievement - Annie Tipps, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 604 -- Memorials, Professional Achievement - Mary Lauren Teague, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 605 -- Memorials, Professional Achievement - Liz Marchetti Schimmer, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 606 -- Memorials, Professional Achievement - Sara Anne Quinn, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 607 -- Memorials, Professional Achievement - Anne Clarke Pirkle, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 608 -- Memorials, Professional Achievement - Robert Rolfe, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 609 -- Memorials, Professional Achievement - Mason Revelette, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 610 -- Memorials, Professional Achievement - Will Peeples, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 611 -- Memorials, Professional Achievement - Captain Timothy Peters, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 612 -- Memorials, Professional Achievement - John French, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 613 -- Memorials, Professional Achievement - Mat Tyndal, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 614 -- Memorials, Professional Achievement - Kathryn Tuck, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 615 -- Memorials, Professional Achievement - Margaret Walker, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 616 -- Memorials, Professional Achievement - Lee White, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

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Senate Joint Resolution No. 617 -- Memorials, Professional Achievement - Gulam Zade, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 618 -- Memorials, Professional Achievement - Katie Neal, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 619 -- Memorials, Professional Achievement - Daniela Medina, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 620 -- Memorials, Professional Achievement - Kellie Davie, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 621 -- Memorials, Recognition - Paige Bernick, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 622 -- Memorials, Recognition - Matt Bodnar, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 623 -- Memorials, Recognition - Hampton Bourne, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 624 -- Memorials, Professional Achievement - Whitney Page, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 625 -- Memorials, Recognition - Byron Benbow, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 626 -- Memorials, Recognition - Sarah Blood, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 627 -- Memorials, Professional Achievement - Sadie Meaher, 2016 class of Nashville's Top 30 Under 30. by *Johnson.

Senate Joint Resolution No. 628 -- Memorials, Sports - Karim Shereef, 2016 TSSAA wrestling Division I A-AA 170-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 629 -- Memorials, Sports - Austyn Renshaw, 2016 TSSAA wrestling Division I A-AA 160-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 630 -- Memorials, Sports - Juan Hernandez, 2016 TSSAA wrestling Division I AAA 126-pound weight class champion. by *Overbey.

Senate Joint Resolution No. 631 -- Memorials, Academic Achievement - Madison Medrano, Valedictorian, Red Boiling Springs High School. by *Beavers.

Senate Joint Resolution No. 632 -- Memorials, Academic Achievement - Jessica Jones, Valedictorian, Red Boiling Springs High School. by *Beavers.

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Senate Joint Resolution No. 633 -- Memorials, Academic Achievement - Mason Hewitt, Salutatorian, Red Boiling Springs High School. by *Beavers.

Senate Joint Resolution No. 634 -- Memorials, Academic Achievement - Hulen "Clay" Copass, Salutatorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 635 -- Memorials, Academic Achievement - William A. Chaney, Salutatorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 636 -- Memorials, Academic Achievement - Matthew Maxfield, Valedictorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 637 -- Memorials, Academic Achievement - Peyton Smith, Salutatorian, Friendship Christian School. by *Beavers.

Senate Joint Resolution No. 638 -- Memorials, Academic Achievement - Christina Barnett, Valedictorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 639 -- Memorials, Public Service - Help to the Smokies Volunteer Team. by *McNally.

Senate Joint Resolution No. 640 -- Memorials, Recognition - Tennessee Valley Authority, 80th anniversary of unified development of Tennessee River System. by *McNally, *Massey, *Yager.

Senate Joint Resolution No. 641 -- Memorials, Retirement - Trooper Paul F. Mathes. by *Dickerson, *Bailey, *Beavers, *Bell, *Bowling, *Briggs, *Crowe, *Gardenhire, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Massey, *McNally, *Niceley, *Norris, *Overbey, *Roberts, *Southerland, *Stevens, *Tate, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey.

Rep. Armstrong moved that the Knox County delegation be added as co-prime sponsors on House Joint Resolutions Nos. 750 and 751, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pody, Ragan and Womick.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 97 |
| Noes..... | 0 |
| Present and not voting..... | 1 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper,

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Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

Representatives present and not voting were: McDaniel -- 1

A motion to reconsider was tabled.

REGULAR CALENDAR

SPECIAL ORDER

Without objection, Rep. McCormick moved the House take up House Bills Nos. 963 and 1657 by Rep. Lundberg, out of order at this time as follows:

***House Bill No. 963** -- Insurance, Health, Accident - As introduced, enacts the "Healthcare Provider Stability Act." - Amends TCA Title 56, Chapter 7. by *Lundberg, *Rogers, *DeBerry, *Todd, *Sexton C. (SB937 by *Watson, *Briggs, *Kelsey, *Massey, *Ketron, *Tate, *Harris, *Bowling)

Further consideration of House Bill No. 963, previously considered on March 24, 2016, at which time it was reset for today's Calendar.

Rep. Lundberg moved that House Bill No. 963 be passed on third and final consideration.

Rep. Sargent moved that Pensions and Insurance Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McManus moved that Insurance and Banking Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Sargent moved that Pensions and Insurance Amendment No. 2, as House Amendment No. 3, be withdrawn, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 4, as follows:

Amendment No. 4

AMEND House Bill No. 963 by deleting all language after the enacting clause and substituting instead the following:

3305

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SECTION 1. Tennessee Code Annotated, Section 56-7-1013, is amended by deleting subsection (c) and substituting instead the following:

(c)

(1) Any change to payment applicable to providers under contract with a health insurance carrier shall be made available to the providers at least thirty (30) days prior to the effective date of the amendment.

(2) Any change to a fee schedule applicable to providers under contract with a health insurance carrier shall be made available to the providers at least ninety (90) days prior to the effective date of the amendment to the fee schedule.

(3) This subsection (c) shall not apply to changes in standard codes and guidelines developed by the American Medical Association or a similar organization.

(4) A health insurance carrier shall not require any hospital, by contract, reimbursement, or otherwise, to notify the health insurance carrier of a hospital inpatient admission within less than one (1) business day of the hospital inpatient admission if the notification or admission occurs on a weekend or federal holiday. Nothing in this subdivision (c)(4) shall affect the applicability or administration of other provisions of a contract between a hospital and health insurance carrier, including, without limitation, preauthorization requirements for scheduled inpatient admissions.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it, and shall apply to all contracts issued or renewed on or after that date.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 4, was adopted.

Rep. Lundberg moved that **House Bill No. 963**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith,

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Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

***House Bill No. 1657** -- Tobacco, Tobacco Products - As introduced, authorizes political subdivisions to prohibit smoking on the grounds of any property owned by the political subdivision. - Amends TCA Title 39, Chapter 17. by *Lundberg, *Hulsey. (SB2350 by *Dickerson)

Further consideration of House Bill No. 1657, previously considered on March 24, 2016, at which time it was reset for today's Calendar.

Rep. Lundberg moved that House Bill No. 1657 be passed on third and final consideration.

Rep. Halford requested that Agriculture and Natural Resources Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent requested that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be placed at the heel of the amendments.

Rep. Lundberg moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1657 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1551, is amended by adding the following language as a new subsection:

(c)

(1) Notwithstanding subsection (a) or any other provision of this title, a municipality is authorized by local ordinance to prohibit smoking on the grounds of a municipally owned or operated swimming pool.

(2) Subdivision (c)(1) shall only apply to municipalities located in:

(A) A county having a population of not less than one hundred fifty-six thousand eight hundred (156,800) nor more than one hundred fifty-six thousand nine hundred (156,900), according to the 2010 federal census or any subsequent federal census; and

(B) A county having a metropolitan form of government with a population of more than five hundred thousand (500,000), according to the 2010 federal census or any subsequent federal census.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, House Amendment No. 3 was adopted.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Lundberg requested that House Bill No. 1657 be moved down 10 spaces on today's Calendar, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1560** -- Autopsies - As introduced, permits a county medical examiner and certain district attorneys general to request the district attorney general in the district where the body is buried or interred to file a petition in circuit or criminal court for the disinterment of the deceased for the purpose of performing an autopsy, collecting scientific or forensic evidence, or obtaining DNA evidence. - Amends TCA Title 38. by *Butt. (SB1585 by *Overbey, *Bowling)

On motion, House Bill No. 1560 was made to conform with **Senate Bill No. 1585**; the Senate Bill was substituted for the House Bill.

Rep. Butt moved that **Senate Bill No. 1585** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 94 |
| Noes..... | 0 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***House Joint Resolution No. 619** -- General Assembly, Confirmation of Appointment - Katherine Petko, education standards recommendation committee for social studies. by *Zachary.

Rep. Zachary moved that **House Joint Resolution No. 619** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

House Bill No. 1465 -- Taxes, Hotel Motel - As introduced, authorizes local collecting officials of hotel taxes to publish the names of delinquent taxpayers and the amounts owed; clarifies that the present law that makes state tax records confidential does not apply to local hotel tax records. - Amends TCA Title 7; Title 10, Chapter 7, Part 5 and Title 67. by *Zachary. (*SB1450 by *McNally, *Massey)

On motion, House Bill No. 1465 was made to conform with **Senate Bill No. 1450**; the Senate Bill was substituted for the House Bill.

Rep. Zachary moved that Senate Bill No. 1450 be passed on third and final consideration.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Dunlap requested that House Amendment No. 2 be placed at the heel of the amendments.

Rep. Windle moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 1450 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 67-4-109, is amended by adding the following language as a new subsection:

(f)

(1) This subsection shall be known and may be cited as the "Lawbreaker Enhanced Penalty Law."

(2) A taxpayer, who is not a natural person, having gross receipts exceeding one million dollars (\$1,000,000) that is found to be in violation of the Worker Adjustment and Retraining Notification (WARN) Act (29 U.S.C. §§ 2101-2109), the Fair Labor Standards Act (29 U.S.C. § 201 et seq.), or federal immigration laws shall be deemed a lawbreaker entity. Lawbreaker entities subject to subsection (a) shall be subject, in addition

to the amounts imposed by that subsection, a fine equal to a like amount, and triple fees shall be allowed under subsection (c) to the clerk or attorney prosecuting such lawbreaker entity.

Rep. Zachary moved that House Amendment No. 3 be tabled, which motion failed by the following vote:

Ayes 43
Noes..... 43

Representatives voting aye were: Brooks H., Brooks K., Butt, Byrd, Carr, Carter, Daniel, Dunn, Eldridge, Farmer, Favors, Forgety, Gravitt, Halford, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Hulsey, Jenkins, Johnson, Kane, Kumar, Lamberth, Lundberg, Marsh, Matheny, McDaniel, McManus, Ragan, Ramsey, Rogers, Sargent, Sexton J., Swann, Travis, Weaver, White D., White M., Williams, Zachary, Madam Speaker Harwell -- 43

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Calfee, Camper, Clemmons, Cooper, DeBerry, Doss, Dunlap, Durham, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Keisling, Love, Lynn, Matlock, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Sanderson, Shaw, Shepard, Smith, Stewart, Todd, Towns, Turner, Van Huss, Windle, Wirgau -- 43

After further discussion, Rep. Lamberth moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes 47
Noes..... 46

Representatives voting aye were: Brooks H., Brooks K., Butt, Carr, Carter, Casada, Daniel, Doss, Dunn, Eldridge, Farmer, Forgety, Gravitt, Halford, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Hulsey, Jenkins, Johnson, Kane, Kumar, Lamberth, Lundberg, Lynn, Marsh, McCormick, McDaniel, McManus, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton J., Swann, Terry, Todd, Travis, Weaver, White M., Williams, Zachary, Madam Speaker Harwell -- 47

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Byrd, Calfee, Camper, Clemmons, Cooper, DeBerry, Dunlap, Durham, Favors, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Keisling, Lollar, Love, Matheny, Matlock, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Sanderson, Shaw, Shepard, Smith, Stewart, Towns, Turner, Van Huss, White D., Windle, Wirgau, Womick -- 46

Rep. Dunlap moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1450 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 67-5-2010, is amended by adding the following language as a new subsection:

A taxpayer, who is not a natural person, having gross receipts exceeding one million dollars (\$1,000,000) that is found to be in violation of the Worker Adjustment and Retraining Notification (WARN) Act (29 U.S.C. §§ 2101-2109), the Fair Labor Standards Act (29 U.S.C. § 201 et seq.), or federal immigration laws shall not be subject to the reduced penalty established by subdivision (a)(2) and shall pay the full penalty imposed by subdivision (a)(1).

Rep. Zachary moved that House Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes 51
Noes 41

Representatives voting aye were: Brooks H., Brooks K., Butt, Calfee, Carr, Carter, Casada, Daniel, Doss, Dunn, Eldridge, Farmer, Forgety, Gravitt, Halford, Hawk, Hicks, Holsclaw, Howell, Hulsey, Jenkins, Johnson, Kane, Kumar, Lamberth, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Sanderson, Sexton C., Sexton J., Swann, Terry, Todd, Travis, Weaver, White M., Williams, Zachary, Madam Speaker Harwell -- 51

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Byrd, Camper, Clemmons, Cooper, DeBerry, Dunlap, Durham, Faison, Favors, Fitzhugh, Gilmore, Goins, Hardaway, Hazlewood, Hill M., Hill T., Holt, Jernigan, Jones, Keisling, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Rogers, Shaw, Shepard, Smith, Stewart, Towns, Turner, Van Huss, Windle, Wirgau, Womick -- 41

CLERK'S NOTE TO THE JOURNAL

The clerk announced that Amendments Nos. 2 and 3, previously considered and tabled, on Senate Bill No. 1450 were deemed outside the scope of the Bill.

REGULAR CALENDAR, CONTINUED

Rep. Todd moved the previous question, which motion prevailed.

Rep. Zachary moved that **Senate Bill No. 1450** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 85

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Noes..... 8
Present and not voting..... 3

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shepard, Smith, Sparks, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 85

Representatives voting no were: Cooper, Fitzhugh, Hardaway, Miller, Parkinson, Shaw, Stewart, Towns -- 8

Representatives present and not voting were: Gilmore, Littleton, Lynn -- 3

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Alexander voted "aye" on **Senate Bill No. 1450**.

REGULAR CALENDAR, CONTINUED

***House Bill No. 586** -- Consumer Protection - As introduced, requires an application for approval of a transfer of structured settlement payment rights to be made by the transferee and permits the application to be brought in the county where the payee resides, where the obligor or annuity insurer maintains a principal place of business, or in the court or before the authority that approved the structured settlement agreement. - Amends TCA Title 47, Chapter 18, Part 26. by *Coley, *Carter. (SB760 by *Tate)

On motion, House Bill No. 586 was made to conform with **Senate Bill No. 760**; the Senate Bill was substituted for the House Bill.

Rep. Coley moved that Senate Bill No. 760 be passed on third and final consideration.

Rep. Eldridge moved that Consumer and Human Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Coley moved that **Senate Bill No. 760** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 1780** -- Education - As introduced, requires every elementary and secondary school to post the toll-free telephone number operated by the department of children's services to receive reports of child abuse or neglect in a clearly visible location in a public area that is readily accessible to students. - Amends TCA Title 49. by *Coley, *Hardaway, *Hazlewood. (SB1862 by *Tate, *Gardenhire)

On motion, House Bill No. 1780 was made to conform with **Senate Bill No. 1862**; the Senate Bill was substituted for the House Bill.

Rep. Coley moved that Senate Bill No. 1862 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Coley moved that **Senate Bill No. 1862** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 96 |
| Noes..... | 0 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Travis, Turner, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 1862** and have this statement entered in the Journal: Rep. Van Huss.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2429** -- Education, Higher - As introduced, requires that the report regarding nonimmigrant students that is required from certain institutions be submitted on a biannual basis; requires the same institutions to submit a historical report that contains information regarding nonimmigrant students. - Amends TCA Title 4; Title 38 and Title 49. by *Williams. (SB2394 by *Bailey, *Beavers, *Bowling, *Crowe, *Gresham, *Haile, *Hensley, *Ketron, *Niceley, *Norris, *Roberts, *Stevens, *Tracy, *Watson)

On motion, House Bill No. 2429 was made to conform with **Senate Bill No. 2394**; the Senate Bill was substituted for the House Bill.

Rep. Williams moved that Senate Bill No. 2394 be passed on third and final consideration.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams moved that **Senate Bill No. 2394** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 97 |
| Noes..... | 0 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith,

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A motion to reconsider was tabled.

***House Bill No. 2433** -- Therapists, Physical and Occupational - As introduced, enacts the "Physical Therapy Licensure Compact" to create a system of reciprocity whereby physical therapists who are licensed in one member state could practice in other member states. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 13. by *Williams, *Carter, *Dunn. (SB2368 by *Watson)

On motion, House Bill No. 2433 was made to conform with **Senate Bill No. 2368**; the Senate Bill was substituted for the House Bill.

Rep. Williams moved that Senate Bill No. 2368 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams moved that **Senate Bill No. 2368** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 93 |
| Noes..... | 0 |
| Present and not voting..... | 2 |

Representatives voting aye were: Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

Representatives present and not voting were: Akbari, Camper -- 2

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

3315

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Representative Gilmore

REGULAR CALENDAR, CONTINUED

House Bill No. 2445 -- Law Enforcement - As introduced, authorizes law enforcement officers to administer epinephrine in emergency situations if the officer's law enforcement agency has adopted a protocol governing the administration of epinephrine; authorizes physicians to prescribe epinephrine to a law enforcement agency for use by officers in emergency situations. - Amends TCA Title 38; Title 63 and Title 68. by *Williams. (*SB1767 by *Bailey, *Bowling)

On motion, House Bill No. 2445 was made to conform with **Senate Bill No. 1767**; the Senate Bill was substituted for the House Bill.

Rep. Williams moved that Senate Bill No. 1767 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams moved that **Senate Bill No. 1767** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 94 |
| Noes | 0 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

House Bill No. 2623 -- Putnam County - As introduced, subject to local approval, increases the authorized maximum amount of the hotel motel tax from six percent to seven percent; requires revenues generated from such increase to be used for increased funding for

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parks and recreation, economic development, and tourism. - Amends Chapter 118 of the Private Acts of 1979; as amended. by *Williams. (*SB2650 by *Bailey)

Rep. Williams moved that **House Bill No. 2623** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 88 |
| Noes..... | 1 |
| Present and not voting..... | 1 |

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 88

Representatives voting no were: Pody -- 1

Representatives present and not voting were: Powers -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 2623** and have this statement entered in the Journal: Rep. Holt.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1657** -- Tobacco, Tobacco Products - As introduced, authorizes political subdivisions to prohibit smoking on the grounds of any property owned by the political subdivision. - Amends TCA Title 39, Chapter 17. by *Lundberg, *Hulsey. (SB2350 by *Dickerson)

Further consideration of House Bill No. 1657, previously considered on March 24, 2016 and today's Calendar, at which time the House adopted Amendment No. 3 and withdrew Amendments Nos. 1 and 2, and it was rolled to its current location.

Rep. Lundberg requested that House Bill No. 1657 be moved down five spaces on today's Calendar, which motion prevailed.

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***House Joint Resolution No. 622** -- General Assembly, Confirmation of Appointment - Kattie Nash, education standards recommendation committee for science. by *Williams.

Rep. Williams moved that **House Joint Resolution No. 622** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 623** -- General Assembly, Confirmation of Appointment - Sally Pardue, education standards recommendation committee for science. by *Williams.

Rep. Williams moved that **House Joint Resolution No. 623** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Bill No. 2402** -- Motor Vehicles - As introduced, reduces the maximum period, from 60 days to 21 days, during which persons engaged in towing and storing vehicles may charge the vehicle owner or lienholder a storage fee. - Amends TCA Title 47; Title 55, Chapter 23 and Title 66. by *Travis. (SB2334 by *Tracy)

Rep. Travis moved that House Bill No. 2402 be passed on third and final consideration.

Rep. Marsh moved adoption of Business and Utilities Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2402 by deleting all the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 55-23-103, is amended by designating the existing language as subsection (a) and adding the following language as new subsections:

(b) Persons engaged in the businesses described in subsection (a) shall not charge a storage fee for any day on which the vehicle is not available for release to the owner, lienholder, or insurer, unless such failure to release is based on a hold placed on the vehicle by law enforcement.

(c) Upon provision of documentation from an insurer or lienholder showing its right to take custody of the vehicle, persons engaged in the businesses described in subsection (a) shall release the vehicle to the insurer or lienholder, or an authorized agent or representative for such insurer or lienholder, upon the insurer's or lienholder's payment of reasonable charges due, without requiring additional consent from the owner of the vehicle. The insurer or lienholder shall indemnify and hold harmless the releasing person or entity from any action, cause of action, claim, judgment, loss, liability, damage, or cost that it may incur due to wrongful release of the vehicle to an authorized agent or representative of the insurer or lienholder.

(d) For purposes of subsection (c), "reasonable charges" do not include the following:

(1) A fee charged at a higher rate than the maximum fee that has been approved by the Tennessee highway patrol district to be charged for the same service by persons engaged in the businesses described in subsection (a) that serve on the Tennessee highway patrol dispatch towing list; and

(2) A gate, access, or release fee for any day during which daily storage is also being charged.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to vehicles taken in to storage on or after such date.

On motion, Business and Utilities Committee Amendment No. 1 was adopted.

Rep. Travis moved that **House Bill No. 2402**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 2147** -- Education - As introduced, requires the principal of a school to allow a patriotic society time to recruit students to the society during school hours. - Amends TCA Title 49, Chapter 6, Part 3. by *Womick, *Dunn, *Keisling. (SB2098 by *Ketron, *Crowe, *Tate, *Hensley, *Haile, *Tracy, *Ramsey, *Gresham, *Roberts, *Briggs)

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On motion, House Bill No. 2147 was made to conform with **Senate Bill No. 2098**; the Senate Bill was substituted for the House Bill.

Rep. Womick moved that Senate Bill No. 2098 be passed on third and final consideration.

Rep. Forgety moved that Education Instruction & Programs Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Womick moved that **Senate Bill No. 2098** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 74 |
| Noes..... | 11 |
| Present and not voting..... | 2 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gravitt, Halford, Hardaway, Hawk, Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Mitchell, Parkinson, Pitts, Pody, Powell, Ramsey, Rogers, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Turner, Weaver, White M., Windle, Womick, Zachary, Madam Speaker Harwell -- 74

Representatives voting no were: Goins, Hazlewood, Hicks, Hill M., Hill T., Howell, Lamberth, Miller, Moody, Reedy, Van Huss -- 11

Representatives present and not voting were: Powers, Ragan -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 2098** and have this statement entered in the Journal: Rep. DeBerry.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1657** -- Tobacco, Tobacco Products - As introduced, authorizes political subdivisions to prohibit smoking on the grounds of any property owned by the political subdivision. - Amends TCA Title 39, Chapter 17. by *Lundberg, *Hulsey. (SB2350 by *Dickerson)

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Further consideration of House Bill No. 1657, previously considered on March 24, 2016 and today's Calendar, at which time the House adopted Amendment No. 3 and withdrew Amendments Nos. 1 and 2, rolled 10 spaces and then rolled to its current location.

Rep. Lundberg requested that House Bill No. 1657 be moved to the heel of the Calendar, which motion prevailed.

***House Bill No. 2172** -- Estates - As introduced, requires that waivers that excuse a personal representative from filing court accountings be sworn by the distributees of the residue file. - Amends TCA Title 30 and Title 35. by *Doss. (SB2254 by *Hensley)

On motion, House Bill No. 2172 was made to conform with **Senate Bill No. 2254**; the Senate Bill was substituted for the House Bill.

Rep. Doss moved that Senate Bill No. 2254 be passed on third and final consideration.

Rep. Lundberg moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Doss moved that **Senate Bill No. 2254** be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 97 |
| Noes..... | 0 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 2502** -- Child Custody and Support - As introduced, clarifies that a parent who spends intervals of time with a child and who wishes to relocate is required to provide notice to the other parent after custody or co-parenting has been established by the entry of a permanent parenting plan or final court order. - Amends TCA Title 36, Chapter 6, Part 1. by *Daniel. (SB2483 by *Massey)

On motion, House Bill No. 2502 was made to conform with **Senate Bill No. 2483**; the Senate Bill was substituted for the House Bill.

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Rep. Daniel moved that **Senate Bill No. 2483** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

Representatives voting no were: Pody -- 1

A motion to reconsider was tabled.

***House Bill No. 2068** -- Administrative Procedure (UAPA) - As introduced, clarifies that agency powers under the Act are to be narrowly construed; increases burden of agencies by requiring them to prove, by clear and convincing evidence, that administrative rules conform to certain specific criteria. - Amends TCA Title 4, Chapter 5. by *Daniel. (SB2389 by *Bell)

Rep. Daniel moved that House Bill No. 2068 be passed on third and final consideration.

Rep. Faison moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2068 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-5-103(a), is amended by deleting the language:

; and this chapter shall be given a liberal construction and any doubt as to the existence or the extent of a power conferred shall be resolved in favor of the existence of the power.

and substituting instead the language:

. Administrative agencies shall have no inherent, general, or common law powers, and shall only exercise the powers conferred on them by statute or by the federal or state constitutions.

3322

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

SECTION 2. Tennessee Code Annotated, Section 4-5-226(d), is amended by deleting the subsection and substituting the following:

(d)

(1) In conducting the review required by subsection (c), the committees or subcommittees shall hold at least one (1) public hearing to receive testimony from the public and from the administrative head of the agency. At such hearing, the agency shall have the burden of demonstrating, by convincing evidence, that consideration of the factors enumerated in subsection (e), in their totality, justifies the continued existence of an agency rule. Notice of the time and place of the public hearing shall be on the general assembly web site prior to the hearing. To the extent reasonably practicable, the committees or subcommittees shall conduct hearings on newly filed rules, other than emergency rules, during the ninety-day period immediately following the filing of the original of such rule in the office of the secretary of state.

(2) Whether an agency has met its burden of persuasion for the continued existence of a rule is solely within the discretion of the general assembly. Nothing in subdivision (d)(1) or subsection (e) creates a cause of action for any person to seek judicial review of whether the demonstration that an agency offered to justify the continued existence of a rule met the requirements of the evidence standard prescribed in subdivision (d)(1).

SECTION 3. Tennessee Code Annotated, Section 4-5-226(e), is amended by deleting the subsection and substituting the following:

(e) As part of the review of agency rules, the agency has the burden of demonstrating, by convincing evidence, that consideration of the factors enumerated in this subsection (e) justify the continued existence of an agency rule. Such factors include:

(1) Whether the agency is acting within its authority to adopt the rule;

(2) Whether the rule, considered in its entirety, will be easily understood by persons directly affected by the rule;

(3) Whether the rule is consistent, and not in conflict with or contradictory to existing law;

(4) Whether the rule is necessary to secure the health, safety, or welfare of the public, and that the rule is necessary and essential for the agency to serve persons affected by the rule;

(5) Whether the rule is arbitrary or capricious;

(6) Whether the rule adversely impacts a person or a person's constitutional rights;

(7) Whether the rule unnecessarily adversely impacts business;

(8) Whether the rule will result in economic efficiency for persons served by the agency and persons affected by the rule; and

(9) Whether the rule exceeds the mandatory minimum requirements of any relevant federal law or rule.

SECTION 4. Tennessee Code Annotated, Section 4-5-226(f), is amended by deleting the subsection and substituting the following:

(f) As used in subsection (e):

(1) "Arbitrary or capricious" means a willful or unreasonable agency action without consideration of or in disregard of facts or law; and

(2) "Authority" means provisions of law that permit or obligate the agency to adopt, amend, or repeal a rule.

SECTION 5. Tennessee Code Annotated, Section 4-5-226(i)(1), is amended by deleting subdivision (D) and substituting the following:

(D) Identification of any opinions of the attorney general and reporter or any judicial ruling that directly relates to the rule or the necessity to promulgate the rule;

SECTION 6. Tennessee Code Annotated, Section 4-5-226(j)(2), is amended by deleting the subdivision and substituting the following:

(2) In the event an agency fails to comply with the committee's request to repeal, amend, or withdraw a rule within a reasonable time and before the established expiration date, the committee may vote to request the general assembly to repeal the rule, or to suspend any or all of such agency's rulemaking authority for any reasonable period of time or with respect to any particular subject matter, by legislative enactment.

SECTION 7. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

3324

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

AMEND House Bill No. 2068 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 4-5-103(a), is amended by deleting the subsection in its entirety and substituting the following:

(a)

(1) This chapter shall not be construed as in derogation of the common law, but as remedial legislation designed to clarify and bring uniformity to the procedure of state administrative agencies and judicial review of their determination and shall be applied accordingly.

(2) Administrative agencies shall have no inherent or common law powers, and shall only exercise the powers conferred on them by statute or by the federal or state constitutions.

SECTION 2. Tennessee Code Annotated, Section 4-5-226(d), is amended by deleting the subsection and substituting the following:

(d)

(1) In conducting the review required by subsection (c), the committees or subcommittees shall hold at least one (1) public hearing to receive testimony from the public and from the administrative head of the agency. At such hearing, the agency shall have the burden of demonstrating, by convincing evidence, that consideration of the factors enumerated in subsection (e), in their totality, justifies the continued existence of an agency rule. Notice of the time and place of the public hearing shall be on the general assembly web site prior to the hearing. To the extent reasonably practicable, the committees or subcommittees shall conduct hearings on newly filed rules, other than emergency rules, during the ninety-day period immediately following the filing of the original of such rule in the office of the secretary of state.

(2) Whether an agency has met its burden of persuasion for the continued existence of a rule is solely within the discretion of the general assembly. Nothing in subdivision (d)(1) or subsection (e) creates a cause of action for any person to seek judicial review of whether the demonstration that an agency offered to justify the continued existence of a rule met the requirements of the standard prescribed in subdivision (d)(1).

SECTION 3. Tennessee Code Annotated, Section 4-5-226(e), is amended by deleting the subsection and substituting the following:

(e) As part of the review of agency rules, the agency has the burden of demonstrating, by convincing evidence, that consideration of the factors enumerated in this subsection (e) justify the continued existence of an agency rule. Such factors include:

(1) Whether the agency is acting within its authority to adopt the rule;

(2) Whether the rule, considered in its entirety, will be easily understood by persons directly affected by the rule;

(3) Whether the rule is consistent, and not in conflict with or contradictory to existing law;

(4) Whether the rule is necessary to secure the health, safety, or welfare of the public;

(5) Whether the rule is necessary and essential for the agency to serve persons affected by the rule;

(6) Whether the rule is arbitrary or capricious;

(7) Whether the rule adversely impacts a person's constitutional rights;

(8) Whether the rule unnecessarily adversely impacts business or individuals;

(9) Whether the rule will result in economic efficiency for persons served by the agency and persons affected by the rule; and

(10) Whether the rule exceeds the mandatory minimum requirements of any relevant federal law or rule.

SECTION 4. Tennessee Code Annotated, Section 4-5-226(f), is amended by deleting the subsection and substituting the following:

(f) As used in subsection (e):

(1) "Arbitrary or capricious" means a willful or unreasonable agency action without consideration of or in disregard of facts or law; and

(2) "Authority" means provisions of law that permit or obligate the agency to adopt, amend, or repeal a rule.

SECTION 5. Tennessee Code Annotated, Section 4-5-226(i)(1), is amended by deleting subdivision (D) and substituting the following:

(D) Identification of any opinions of the attorney general and reporter or any judicial ruling that directly relates to the rule or the necessity to promulgate the rule;

SECTION 6. Tennessee Code Annotated, Section 4-5-226(j)(2), is amended by deleting the subdivision and substituting the following:

(2) In the event an agency fails to comply with the committee's request to repeal, amend, or withdraw a rule within a reasonable time and before the established expiration date, the committee may vote to request the general assembly to repeal the rule, or to suspend any or all of such agency's rulemaking authority for any reasonable period of time or with respect to any particular subject matter, by legislative enactment.

SECTION 7. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Todd moved the previous question, which motion failed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 55 |
| Noes..... | 38 |
| Present and not voting..... | 1 |

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Carter, Coley, Daniel, Doss, Durham, Eldridge, Forgety, Goins, Gravitt, Hawk, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Marsh, Matlock, McManus, Moody, Pody, Powers, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Sparks, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 55

Representatives voting no were: Akbari, Armstrong, Beck, Byrd, Calfee, Camper, Carr, Casada, Clemmons, Cooper, DeBerry, Dunlap, Faison, Farmer, Favors, Fitzhugh, Halford, Hardaway, Holt, Jones, Love, Lynn, Matheny, McCormick, Miller, Mitchell, Parkinson, Pitts, Powell, Reedy, Shaw, Shepard, Smith, Stewart, Swann, Turner, White M., Windle -- 38

Representatives present and not voting were: Towns -- 1

After further discussion, Rep. Gravitt moved the previous question, which motion prevailed.

Rep. Daniel moved that **House Bill No. 2068**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 69 |
| Noes..... | 22 |
| Present and not voting..... | 1 |

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Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Parkinson, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Sparks, Swann, Terry, Todd, Travis, Van Huss, White D., White M., Williams, Wirgau, Womick, Zachary -- 69

Representatives voting no were: Armstrong, Beck, Camper, Clemmons, Cooper, DeBerry, Dunlap, Favors, Fitzhugh, Hardaway, Jernigan, Jones, Miller, Mitchell, Pitts, Powell, Shaw, Shepard, Stewart, Towns, Turner, Windle -- 22

Representatives present and not voting were: Akbari -- 1

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Forgety voted "aye" on **House Bill No. 2068**.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 624** -- General Assembly, Confirmation of Appointment - Jason Roach, education standards recommendation committee for social studies. by *Hicks.

Rep. Hicks moved that **House Joint Resolution No. 624** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 626** -- General Assembly, Confirmation of Appointment - LaToya Pugh, education standards recommendation committee for science. by *Lollar.

Rep. Lollar moved that **House Joint Resolution No. 626** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 612** -- General Assembly, Confirmation of Appointment - Billie Jeanette Cuervo, education standards recommendation committee for science. by *Carter.

Rep. Carter moved that **House Joint Resolution No. 612** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 625** -- General Assembly, Confirmation of Appointment - David Barrett, education standards recommendation committee for social studies. by *Moody.

Rep. Moody moved that **House Joint Resolution No. 625** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 509** -- General Assembly, Confirmation of Appointment - Tracy Franklin, education standards recommendation committee for English language arts and mathematics. by *Matlock.

Rep. Matlock moved that **House Joint Resolution No. 509** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 661** -- General Assembly, Confirmation of Appointment - Shirley Currey, standards recommendation committee for English language arts and mathematics. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 661** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 662** -- General Assembly, Confirmation of Appointment - Darcie Finch, Standards Recommendation Committee for English Language Arts and Mathematics. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 662** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 663** -- General Assembly, Confirmation of Appointment - Jan Brewer, Standards Recommendation Committee for Science. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 663** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 664** -- General Assembly, Confirmation of Appointment - Bill Carey, standards recommendation committee for social studies. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 664** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 665** -- General Assembly, Confirmation of Appointment - Marsha R. Rains, standards recommendation committee for social studies. by *Brooks H.

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Rep. H. Brooks moved that **House Joint Resolution No. 665** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 666** -- General Assembly, Confirmation of Appointment - Dr. Lyle Ailshie, standards recommendation committee for English language arts and mathematics. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 666** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 669** -- General Assembly, Confirmation of Appointment - Susan Bunch, state textbook and instructional materials quality commission. by *Brooks H.

Rep. H. Brooks moved that **House Joint Resolution No. 669** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***House Joint Resolution No. 630** -- General Assembly, Confirmation of Appointment - Todd Wigginton, education standards recommendation committee for social studies. by *Love.

Rep. Love moved that **House Joint Resolution No. 630** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

House Bill No. 1602 -- Sunset Laws - As introduced, extends the department of finance and administration one year to June 30, 2017. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Faison, *Ragan. (*SB1516 by *Bell)

Rep. Faison moved that House Bill No. 1602 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1602 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-237(a), is amended by deleting subdivision (24).

SECTION 2. Tennessee Code Annotated, Section 4-29-241(a), is amended by inserting the following as a new subdivision:

() Department of finance and administration, created by §§ 4-3-101 and 4-3-1001;

SECTION 3. Tennessee Code Annotated, Section 4-3-5503, is amended by deleting subsection (a) and substituting instead the following:

The division of strategic technology solutions in the department of finance and administration shall serve as staff to the information systems council. In addition, the division of strategic technology solutions shall facilitate the use of information systems, provide technical direction and assistance to departments and agencies for all distributive processing and network related systems, and serve as a computer service bureau.

SECTION 4. Tennessee Code Annotated, Section 4-3-5503(b)(1), is amended by deleting the language "office of information resources" and substituting instead the language "division of strategic technology solutions".

SECTION 5. The division of benefits administration shall appear before the government operations joint evaluation committee on judiciary and government no later than December 1, 2016 to present the clinical outcome measures report conducted by Aon Hewitt.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Faison moved that **House Bill No. 1602**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

House Bill No. 1588 -- Sunset Laws - As introduced, extends the regional transportation authority of Middle Tennessee five years to June 30, 2021. - Amends TCA Title 4, Chapter 29; Section 29-20-107 and Title 64, Chapter 8. by *Faison, *Ragan. (*SB1530 by *Bell)

On motion, House Bill No. 1588 was made to conform with **Senate Bill No. 1530**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1530 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1530 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-237(a), is amended by deleting subdivision (39).

SECTION 2. Tennessee Code Annotated, Section 4-29-239(a), is amended by adding the following as a new subdivision:

() Regional transportation authority of Middle Tennessee, created by § 64-8-101;

SECTION 3. The regional transportation authority of Middle Tennessee shall appear before the joint government operations committee no later than December 31, 2016, to report on the Nashville Area Metropolitan Planning Organization regional transportation plan.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Faison moved that **Senate Bill No. 1530**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper,

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Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Sparks, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 1585 -- Sunset Laws - As introduced, terminates the Southern dairy compact, with no subsequent wind-down year. - Amends TCA Title 4, Chapter 29, Part 2 and Title 43, Chapter 35. by *Faison, *Ragan. (*SB1533 by *Bell, *Beavers)

On motion, House Bill No. 1585 was made to conform with **Senate Bill No. 1533**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1533 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1533 by deleting all of the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-237(a), is amended by deleting subdivision (42).

SECTION 2. Tennessee Code Annotated, Section 4-29-242(a), is amended by inserting the following as a new, appropriately designated subdivision:

() Southern Dairy Compact, created by § 43-35-101;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Faison moved that **Senate Bill No. 1533**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

3333

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Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 1572 -- Sunset Laws - As introduced, extends the Tennessee rehabilitative initiative in correction board for one year to June 30, 2017; vacates the board effective July 1, 2016, with new appointments to be made by the governor; removes the position of executive director from board membership. - Amends TCA Title 4, Chapter 29; Section 8-30-102; Title 41, Chapter 6, Part 2 and Title 41, Chapter 22. by *Faison, *Ragan. (*SB1546 by *Bell, *Jackson, *Ketron, *Yager)

On motion, House Bill No. 1572 was made to conform with **Senate Bill No. 1546**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1546 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1546 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-237(a), is amended by deleting subdivision (56).

SECTION 2. Tennessee Code Annotated, Section 4-29-239(a), is amended by inserting the following as a new subdivision:

() Tennessee rehabilitative initiative in correction board, created by § 41-22-404;

SECTION 3. Tennessee Code Annotated, Section 41-22-405, is amended by deleting subdivision (a)(2) and substituting instead the following:

(2) A person with a conflict of interest with TRICOR or with the state of Tennessee may not serve on the board.

SECTION 4. Tennessee Code Annotated, Section 41-22-405, is further amended by deleting subsection (b) and substituting instead the following:

(b) The board shall consist of nine (9) voting members, one (1) of whom shall be the commissioner of correction, or the commissioner's designee; provided, that the commissioner of correction, or the commissioner's designee, shall not cast a vote unless a vote taken by other board members results in a tie, in which case the commissioner of correction, or the commissioner's designee, shall cast the deciding vote. All board members, other than the commissioner of correction or the commissioner's designee, shall be citizens and residents of this state.

SECTION 5. Tennessee Code Annotated, Section 41-22-407, is amended by deleting subsection (a) and substituting instead the following:

(a) The board may employ an executive director of TRICOR. The board shall define the duties of the executive director and, within budgetary restrictions, establish the executive director's compensation.

SECTION 6. Tennessee Code Annotated, Section 41-22-407, is further amended by deleting subsection (b) and substituting instead the following:

(b) The executive director shall serve at the pleasure of the board.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Faison moved that **Senate Bill No. 1546**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

House Bill No. 1413 -- Child Custody and Support - As introduced, prior to awarding custody of a minor child, requires a court to determine whether a person who may be awarded custody has been placed on the abuse registry maintained by the department of health and, if so, to consider such placement as a factor in determining the child's best interest. - Amends TCA Title 36; Title 37 and Title 68. by *Hardaway, *Kane, *Eldridge, *Coley, *Spivey, *Matlock. (*SB1436 by *Kyle)

Rep. Hardaway moved that House Bill No. 1413 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1413 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-6-106, is amended by adding the following new, appropriately designated subsection:

A petition regarding child custody shall include an affirmative statement as to whether the child has ever been the subject of an investigation by child protective services or whether any party to the action has been investigated by the department of children's services or another investigative or law enforcement agency with regard to any child. If a child protective services investigation has occurred, the court may order the department of children's services to disclose information regarding the investigation to protect the child from abuse or neglect consistent with § 37-1-612(h). The court shall consider any such information as a factor in determining the child's best interest.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it, and shall apply to custody determinations made on or after that date.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Hardaway moved that **House Bill No. 1413**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers,

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Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1429** -- Sexual Offenders - As introduced, prohibits registered sex offenders from residing in on-campus student residence facilities that are on a campus which includes, or is within 1,000 feet of, a public school, private or parochial school, licensed day care center, other child care facility, public park, playground, recreation center, or public athletic field available for use by the general public. - Amends TCA Title 39; Title 40, Chapter 39, Part 2 and Title 49, Chapter 7, Part 1. by *Hardaway, *Kane, *Eldridge, *Coley, *Matlock, *Spivey. (SB2043 by *Harris)

On motion, House Bill No. 1429 was made to conform with **Senate Bill No. 2043**; the Senate Bill was substituted for the House Bill.

Rep. Hardaway moved that Senate Bill No. 2043 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2043 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new section:

(a) No person who is registered, or required to register, as a violent sexual offender or offender against children pursuant to the Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification and Tracking Act of 2004, compiled in title 40, chapter 39, part 2, shall knowingly establish a primary or secondary residence or any other living accommodation in any public institution of higher education's on-campus student residence facilities, including dormitories and apartments.

(b) A person who violates this section shall be subject to the penalties prescribed in § 40-39-208.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Hardaway moved that **Senate Bill No. 2043**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

3337

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Ayes 96
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 2117** -- Scholarships and Financial Aid - As introduced, revises the provisions governing eligibility and funding for the community college reconnect grant. - Amends Chapter 363 of the Public Acts of 2015. by *McCormick, *Lamberth. (SB2595 by *Norris)

Further consideration of House Bill No. 2117, previously considered on the Consent Calendar for March 28, 2016, at which time it was objected to and was reset for today's Calendar.

Rep. Lamberth moved that **House Bill No. 2117** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

House Joint Resolution No. 718 -- Memorials, Death - Zaevion Dobson. by *Smith, *Armstrong, *Brooks H, *Kane, *Zachary, *Dunn, *Daniel, *Matlock.

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Further consideration of House Joint Resolution No. 718, previously considered on the Consent Calendar for March 28, 2016, at which time it was objected to and was reset for today's Calendar.

Rep. Smith moved that **House Joint Resolution No. 718** be reset for the Regular Calendar on April 6, 2016, which motion prevailed.

Senate Joint Resolution No. 582 -- Memorials, Retirement - Peyton Manning. by *Massey, *Harper, *Briggs, *McNally, *Gardenhire, *Watson, *Bailey, *Beavers, *Bell, *Bowling, *Crowe, *Dickerson, *Gresham, *Haile, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Roberts, *Southerland, *Stevens, *Tate, *Tracy, *Yager, *Yarbro, *Ramsey.

Further consideration of Senate Joint Resolution No. 582, previously considered on the Consent Calendar for March 28, 2016, at which time it was objected to and was reset for today's Calendar.

Rep. Smith moved that the house concur in **Senate Joint Resolution No. 582**, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 94 |
| Noes | 1 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

Representatives voting no were: Hardaway -- 1

A motion to reconsider was tabled.

***House Bill No. 1849** -- Medical Occupations - As introduced, revises the educational requirements for licensure as a clinical pastoral therapist; authorizes issuance of temporary licenses to clinical pastoral therapists who are in training. - Amends TCA Title 63, Chapter 22. by *Jernigan. (SB1814 by *Yarbro)

Further consideration of House Bill No. 1849, previously considered on March 28, 2016, at which time it was reset for today's Calendar.

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Rep. Jernigan moved that **House Bill No. 1849** be reset for the Regular Calendar on April 4, 2016, which motion prevailed.

***Senate Bill No. 396** -- Alcoholic Beverages - As introduced, permits the sale of alcoholic beverages at retail in the unincorporated areas of the county under certain circumstances; redefines a municipality to include an incorporated town or city having a population of 925, instead of 1,000; authorizes a county to limit the location and number of retail package stores in the unincorporated areas of the county under certain circumstances. - Amends TCA Title 57. by *Bailey. (HB634 by *Sanderson)

Further consideration of Senate Bill No. 396, previously considered on April 22, 2015, at which time the House substituted the Senate Bill for the House Bill, withdrew Amendment No. 1, and it was held on the desk, it was then calendared on today's Regular Calendar.

BILL RE-REFERRED

Rep. Sanderson moved that **Senate Bill No. 396** be re-referred to the Local Government Committee Calendar, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1657** -- Tobacco, Tobacco Products - As introduced, authorizes political subdivisions to prohibit smoking on the grounds of any property owned by the political subdivision. - Amends TCA Title 39, Chapter 17. by *Lundberg, *Hulsey. (SB2350 by *Dickerson)

Further consideration of House Bill No. 1657, previously considered on March 24, 2016 and today's Calendar, at which time the House adopted Amendment No. 3 and withdrew Amendments Nos. 1 and 2, rolled 10 spaces, rolled 5 spaces and then rolled to the heel of the Calendar.

Rep. Lundberg moved that House Bill No. 1657 be passed on third and final consideration.

Rep. Sargent moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 1657 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1551, is amended by adding the following language as a new subsection:

(c)

(1) Notwithstanding subsection (a) or any other provision of this title, a local government is authorized by ordinance to prohibit smoking on the grounds of a swimming pool owned or operated by such local government or an outdoor amphitheater with a seating capacity of at least six thousand (6,000) owned or operated by such local government.

(2) Subdivision (c)(1) shall only apply to:

(A) Municipalities located in a county having a population of not less than one hundred fifty-six thousand eight hundred (156,800) nor more than one hundred fifty-six thousand nine hundred (156,900), according to the 2010 federal census or any subsequent federal census; or

(B) Any county having a metropolitan form of government with a population of more than five hundred thousand (500,000), according to the 2010 federal census or any subsequent federal census.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, House Amendment No. 4 was adopted.

Rep. Lundberg moved that **House Bill No. 1657**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|-----------------------------|----|
| Ayes | 85 |
| Noes..... | 8 |
| Present and not voting..... | 3 |

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Love, Lundberg, Marsh, Matheny, Matlock, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Powell, Ragan, Ramsey, Rogers, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 85

Representatives voting no were: Butt, Durham, Goins, Holt, Lollar, McCormick, Pody, Reedy -- 8

Representatives present and not voting were: Littleton, Lynn, Powers -- 3

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RECOGNITION IN THE WELL

Representative McCormick was recognized in the Well joined by the members elected in 2006, Reps. McManus, Matlock, K. Brooks, Lollar, Gilmore, Coley and Pitts, to honor Rep. Jon Lundberg.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 764 out of order, which motion prevailed.

House Joint Resolution No. 764 -- Memorials, Public Service - Representative Jon Lundberg. by *McCormick.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. McCormick, the resolution was adopted.

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Lundberg; honorably excused for service in the United States Navy

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 400** to be heard in the Criminal Justice Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. Beck moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 759 out of order, which motion prevailed.

House Joint Resolution No. 759 -- Memorials, Sports - East Nashville Magnet School Lady Eagles, TSSAA Class AA state champions. by *Beck.

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On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Beck, the resolution was adopted.

A motion to reconsider was tabled.

ANNOUNCEMENTS

REPORTS FILED

The Clerk announced The Board of Judicial Conduct Monthly Report for February 2016 has been filed with the Clerk's Office and is available for review.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 929 Rep. McCormick as prime sponsor.

House Bill No. 1830 Rep. Durham as prime sponsor.

House Bill No. 2031 Reps. Love, Gilmore and Favors as prime sponsors.

House Bill No. 2116 Rep. Favors as prime sponsor.

House Bill No. 2125 Rep. Sparks as prime sponsor.

House Bill No. 2201 Reps. Reedy and Sanderson as prime sponsors.

House Bill No. 2577 Reps. Littleton and Powers as prime sponsors.

House Bill No. 2616 Reps. Terry and Camper as prime sponsors.

SPONSORS REMOVED

On Motion, Rep. Casada was removed as sponsor of **House Bill No. 876**.

**MESSAGE FROM THE SENATE
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MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1502, 1507, 1517, 1540, 1545, 1728, 1760, 1924, 1999, 2002, 2029, 2089, 2094, 2106, 2134, 2255, 2396, 2417 and 2536; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 829, 1791, 2082, 2620, 2628, 2634, 2635 and 2640; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
March 30, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 234; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 30, 2016**

The Speaker announced that she had signed the following: House Resolution No. 234.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1832, 1864, 1965, 2107, 2165, 2172, 2236, 2371 and 2419; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 1832 -- Environmental Preservation - As introduced, creates the forum on Tennessee's great outdoors for the purpose of conducting a comprehensive review of the health and status of this state's natural resources and outdoor recreation needs and opportunities. - Amends TCA Title 68. by *Bell, *Southerland, *Ketron, *Tracy, *Bowling, *Jackson, *Gresham, *Yager, *Gardenhire, *Yarbro. (*HB1871 by *McDaniel, *Reedy, *Eldridge, *Todd, *Lollar, *Swann, *Hawk, *Sargent, *Sanderson, *Marsh, *Matheny, *McCormick, *Casada, *Lundberg, *McManus, *Shaw, *Halford, *Fitzhugh, *Travis, *Towns, *Hulsey, *Carr, *Byrd, *Calfee, *Howell, *Durham)

***Senate Bill No. 1864** -- Education - As introduced, authorizes the commissioner of education to promulgate rules to allow a 501(c)(3) nonprofit corporation to enter a school to teach kindergarten through third-grade students various subjects. - Amends TCA Title 49. by *Tate. (HB2489 by *Akbari)

Senate Bill No. 1965 -- Employees, Employers - As introduced, makes various changes to the Tennessee Lawful Employment Act, including requiring any public or private employer with six or more employees to enroll in the E-Verify program unless the employer submits an

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affidavit to the commissioner of labor and workforce development that the employer would suffer an undue hardship. - Amends TCA Title 36, Chapter 5, Part 11 and Title 50, Chapter 1, Part 7. by *Tracy, *Roberts. (*HB1830 by *Marsh, *Terry)

Senate Bill No. 2107 -- Insurance Companies, Agents, Brokers, Policies - As introduced, changes the definition of "pet" in regard to pet insurance from any domesticated animal normally maintained in or near the household of its owner to any animal normally maintained in or near the household of its owner. - Amends TCA Title 8; Title 56; Title 63; Title 68 and Title 71. by *Stevens. (*HB1922 by *Faison, *Sargent, *Travis)

***Senate Bill No. 2165** -- Education - As introduced, changes the date by which the department of education must submit its annual report on virtual schools, from July 1 to September 1. - Amends TCA Title 49. by *Tate. (HB2490 by *Akbari)

Senate Bill No. 2172 -- Education, Dept. of - As introduced, allows the department to use available public funds, in addition to private funds, to make community school grants. - Amends TCA Title 49, Chapter 6, Part 24. by *Tate. (*HB2236 by *Cooper, *Towns, *Akbari, *Camper, *Hardaway)

Senate Bill No. 2236 -- Lottery, Corporation - As introduced, requires posting and archiving of annual reports on TELC's web page. - Amends TCA Title 4, Chapter 51, Part 1. by *Hensley. (*HB2171 by *Doss)

Senate Bill No. 2371 -- Children - As introduced, authorizes a parent of a newborn to object and opt out of a treatment to the newborn's eyes to prevent certain conditions; removes Class C misdemeanor penalty for a physician, nurse, or midwife failing to administer the treatment. - Amends TCA Section 68-5-202. by *Watson. (*HB2412 by *Lynn)

Senate Bill No. 2419 -- Courts, Juvenile - As introduced, establishes confidentiality and accessibility of assessment reports compiled by the juvenile court in Davidson County. - Amends TCA Title 37. by *Yarbro. (*HB2298 by *Beck)

**ENROLLED BILLS
March 30, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1931 and 2647; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 30, 2016**

The Speaker announced that she had signed the following: Senate Bills Nos. 1502, 1507, 1517, 1540, 1545, 1728, 1760, 1999, 1924, 2002, 2029, 2089, 2094, 2106, 2134, 2255, 2396, 2417 and 2536.

JOE MCCORD, Chief Clerk

3345

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**SIGNED
March 30, 2016**

The Speaker announced that she had signed the following: House Bills Nos. 1094, 1438, 1495, 1496, 1506, 1552, 1642, 1696, 1722, 1734 and 1747.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
March 30, 2016**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 963, 1413, 1602, 1657, 2068, 2117, 2402 and 2623; also House Joint Resolutions Nos. 749, 750, 751, 752, 753, 754, 759 and 764.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1931 and 2647; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 30, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 458; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller,

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Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

RECESS

On motion of Rep. McCormick, the House stood in recess until 10:00 a.m., Thursday, March 31, 2016.